

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

MOHAMMED "MIKE" ENTEZARI-
AFSHAR,

Petitioner,

v.

HAROLD CLARKE,

Respondents.

Case No. C06-5411RBL

ORDER ADOPTING REPORT
AND RECOMMENDATION

The Court having reviewed the Report and Recommendation of the Hon. J. Kelley Arnold
United States Magistrate Judge, objections to the Report and Recommendation, if any, and the
remaining record, does hereby find and Order:

- (1) The Court adopts the Report and Recommendation;
- (2) The petition is **DISMISSED** as procedurally barred and time barred. Petitioner's attempt to proceed through the actual innocence gateway fails.
- (3) The clerk is directed to send copies of this Order to Petitioner, counsel for respondent, and to the Hon. J. Kelley Arnold.

DATED this 9th day of March, 2007.


RONALD B. LEIGHTON
UNITED STATES DISTRICT JUDGE